

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

FAX (916) 227-6282

TTY 711

www.dot.ca.gov

*Serious drought.
Help save water!*

August 13, 2014

Facsimile: (530) 757-1355

Ahmet Gulcu
Empire Landscaping, Inc.
118 Hicklory Lane
Davis, CA 95616

04-4A8204
04-Ala-80-6.2/6.4
B.O. 07/22/2014

Dear Mr. Gulcu:

The Department of Transportation (Caltrans) received a bid from Empire Landscaping, Inc.(Empire) on Contract 04-4A8204 on July 22, 2014.

Empire claimed an inadvertent clerical error, resulting from the omission of its overhead and profit from the bid proposal. The claimed error was 15% percent of the total bid amount (\$263,487.00) which would have increased the bid by \$39,523.00 for an overall total bid of \$303,010.00.

In accordance with Empire's request, Caltrans finds that Empire Landscaping, Inc. has met the elements of Public Contract Code Sections 5101 and 5103. Therefore, is hereby relieved of their bid without forfeiture of its bid bond.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Manager, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMillan".

JOHN C. McMILLAN
Deputy Division Chief
Office Engineer
Division of Engineering Services

Attachment

Relief of Bid Determination Report

(Ref. Public Contract Code 5100 et Seq.)

Contract No. 04-4A8204


Bidder Name: EMPIRE LANDSCAPING INC

Bid Opening Date: 07/22/14

License No. 811554

x I have reviewed the attached relief of bid request and documentation and find that the bidder has met the elements of Public Contract Code Sections 5101 and 5103. The bidder is hereby relieved of their bid without forfeiture of the bid bond.

I have reviewed the attached relief of bid request and documentation and find that the bidder failed to meet the elements of Public Contract Code Sections 5101 and 5103, The request for relief of bid is denied.


Deputy Division Chief
Office Engineer
Division of Engineering Services

8-13-14
Date

Recommended for Approval by: Mai Nguyen

Empire Landscaping Inc.

118 Hickory Ln Davis CA
Ph 530 400-3943 fax 530 757-1355
gulcu@sbcglobal.net

July 29, 2014

State of California
Department of Transportation
1727 30th St, MS-43
Sacramento, CA 95816

Attention: Office Engineer

Reference: Storm Water Mitigation
Contract No. 04-4A8204

Subject: Request for Bid Relief

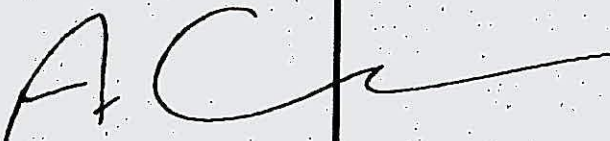
To Whom It May Concern:

Please consider this as Empire Landscaping Inc. request for bid relief for the above referenced project as a result of an inadvertent clerical error in our bid proposal.

The error occurred while providing closure to the bid proposal and we did not add our overhead/profit of %15 to total bid amount.

Empire Landscaping Inc. respectfully request that our bid proposal be withdrawn from consideration. Please accept sincere apology for any inconvenience this may have caused and appreciate your understanding in this important matter. Should you have any question or concerns please do not hesitate to contact me at 530 400-3943.

Thank you



Ahmet Gulcu

RELIEF OF BID REQUEST

DES-OE-0141 (REV 01/2010)

Contract No. 04-4A8204

Bid Opening Date: July 22, 2014

Bidder's Name: Empire Landscaping Inc

License No. 811554

Requirements:

To be relieved of your bid you must demonstrate all of the following to the Department. You are not relieved of your bid until notified by the Department in writing.

- A mistake was made in your bid.
- You submitted written notice of the mistake to the Department within 5 business days of bid opening, specifying in detail how the mistake occurred.
- The mistake made the bid materially different than what you intended.
- The mistake was made in filling out the bid and not due to an error in judgement or to carelessness in inspecting the site of work or in reading the plans or specifications.

Instructions:

Attach a statement and supporting documentation that describes the following in detail:

1. The mistake in your bid and how it was made.
2. How the mistake made the bid materially different than intended.
3. How the mistake was made in filling out the bid.
4. Sign the certification below.
5. Fax this completed form, the statement and supporting documentation to (916) 227-6282. Attention: Office Engineer.

Certification:

By my signature on this form, I certify, under penalty of perjury that the attached statement, including any supporting documents, are true and correct.

Date: Jul 29, 2014


Signature of Bidder

President
Title

ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

**** Transmit Conf Report ****

P.1
CALTRANS CONTR AWARDS Fax 916-227-6282

Aug 15 2014 04:43pm

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STATE OF CALIFORNIA - CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

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